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Attorneys for Plaintiff
UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDERSON SAM BONILLA ECHEGOYEN,
aka "Anderson Samuel
Bonilla,"
aka "Anderson Sam Echegoyen,"
aka "Anderson Sam Bonilla-
Echegoyen,"

Defendant.

No. CR 18-00876-SJO

STIPULATION REGARDING REQUEST
FOR (1) CONTINUANCE OF TRIAL
DATE AND (2) FINDINGS OF
EXCLUDABLE TIME PERIODS PURSUANT
TO SPEEDY TRIAL ACT

CURRENT TRIAL DATE:
September 10, 2019

PROPOSED TRIAL DATE:
November 19, 2019

Plaintiff United States of America, by and through its counsel
of record, the United States Attorney for the Central District of
California and Assistant United States Attorney Kevin J. Butler, and
defendant ANDERSON SAM BONILLA ECHEGOYEN ("defendant"), both
individually and by and through his counsel of record, Deputy
Federal Public Defender David I. Wasserman, hereby stipulate as
follows:

1 1. The Indictment in this case was filed on December 18,
2 2018. Defendant first appeared before a judicial officer of the
3 court in which the charges in this case were pending on February 19,
4 2019. The Speedy Trial Act, 18 U.S.C. § 3161, originally required
5 that the trial commence on or before April 30, 2019.

6 2. On February 19, 2019, the Court set a trial date of April
7 16, 2019.

8 3. As of July 22, 2019, defendant's bond was revoked and he
9 is currently detained pending trial. The parties estimate that the
10 trial in this matter will last approximately one to two days.

11 4. By this stipulation, defendant moves to continue the trial
12 date to November 19, 2019. This is the second request for a
13 continuance.

14 5. Defendant requests the continuance based upon the
15 following facts, which the parties believe demonstrate good cause to
16 support the appropriate findings under the Speedy Trial Act:

17 a. Defendant is charged with violations of 18 U.S.C.
18 § 1014: False Statement to a Financial Institution; 18 U.S.C.
19 § 1029(a)(2): Use of an Unauthorized Access Device; and 18 U.S.C.
20 § 1028A(a)(1)(3): Aggravated Identity Theft. The government has
21 produced discovery to the defense, including approximately 150 pages
22 of reports, photographs, and criminal history records.

23 i. Defense counsel is presently scheduled to be in
24 the following trials: (1) United States v. Naope, 17-745-FMO-3, a
25 multi-defendant drug trafficking case scheduled for trial on October
26 15, 2019; (2) United States v. Vidrio, 18-802-CJC, a drug
27 trafficking case scheduled for trial on October 22, 2019; (3) United
28 States v. Domingo, 19-313-SVW, a material support for terrorist

1 organizations case scheduled for trial on October 29, 2019; (4)
2 United States v. Araiza, 18-870-JFW, a drug trafficking case
3 scheduled for sentencing on November 8, 2019; (5) United States v.
4 Enriquez, 19-146-GW, a drug trafficking case scheduled for trial on
5 November 12, 2019; (6) United States v. Vernon, 17-28-MWF, a multi-
6 defendant fraud case scheduled for sentencing on February 10, 2020;
7 (7) United States v. Waggoner, 17-194-SVW-2, a fraud conspiracy case
8 scheduled for trial on February 25, 2020. Accordingly, counsel
9 represents that he will not have the time that he believes is
10 necessary to prepare to try this case on the current trial date.

11 b. In light of the foregoing, counsel for defendant also
12 represents that additional time is necessary to confer with
13 defendant, conduct and complete an independent investigation of the
14 case, conduct and complete additional legal research including for
15 potential pre-trial motions, review the discovery and potential
16 evidence in the case, and prepare for trial in the event that a
17 pretrial resolution does not occur. Defense counsel represents that
18 failure to grant the continuance would deny him reasonable time
19 necessary for effective preparation, taking into account the
20 exercise of due diligence. Defense counsel affirmatively represents
21 that he believes the earliest he could be ready for trial is the
22 date requested herein; he does not, and cannot, represent that he
23 will unequivocally be ready on that date.

24 c. Defendant believes that failure to grant the
25 continuance will deny him continuity of counsel and adequate
26 representation.

27 d. The government does not object to the continuance.
28

1 e. The requested continuance is not based on congestion
2 of the Court's calendar, lack of diligent preparation on the part of
3 the attorney for the government or the defense, or failure on the
4 part of the attorney for the Government to obtain available
5 witnesses.

6 f. For purposes of computing the date under the Speedy
7 Trial Act by which defendant's trial must commence, the parties
8 agree that the time period of September 10, 2019 to November 19,
9 2019, inclusive, should be excluded pursuant to 18 U.S.C.
10 §§ 3161(h)(7)(A), (h)(7)(B)(i), and (h)(7)(B)(iv) because the delay
11 results from a continuance granted by the Court at defendant's
12 request, without government objection, on the basis of the Court's
13 finding that: (i) the ends of justice served by the continuance
14 outweigh the best interest of the public and defendant in a speedy
15 trial; (ii) failure to grant the continuance would be likely to make
16 a continuation of the proceeding impossible, or result in a
17 miscarriage of justice; and (iii) failure to grant the continuance
18 would unreasonably deny defendant continuity of counsel and would
19 deny defense counsel the reasonable time necessary for effective
20 preparation, taking into account the exercise of due diligence.

21 6. Further, the parties have agreed to the following briefing
22 schedule for any pretrial motions: (1) any motions shall be filed by
23 September 17, 2019; (2) any oppositions shall be filed by October 1,
24 2019; and (3) any replies shall be filed by October 15, 2019. The
25 parties respectfully request that the Court set a motion hearing on
26 October 22, 2019, or another date that same week as is convenient
27 for the Court.
28

1 7. Under the Speedy Trial Act, if the trial is continued to
2 November 19, 2019, the last possible day for trial to commence would
3 be December 3, 2019.

4 8. Nothing in this stipulation shall preclude a finding that
5 other provisions of the Speedy Trial Act dictate that additional
6 time periods be excluded from the period within which trial must
7 commence. Moreover, the same provisions and/or other provisions of
8 the Speedy Trial Act may in the future authorize the exclusion of
9 additional time periods from the period within which trial must
10 commence.

11 IT IS SO STIPULATED.

12 DATED: August 21, 2019

NICOLA T HANNA
United States Attorney

14 BRANDON D. FOX
Assistant United States Attorney
15 Chief, Criminal Division

16
17 _____
 /s/
KEVIN J. BUTLER
Assistant United States Attorney

19 Attorneys for Plaintiff
UNITED STATES OF AMERICA

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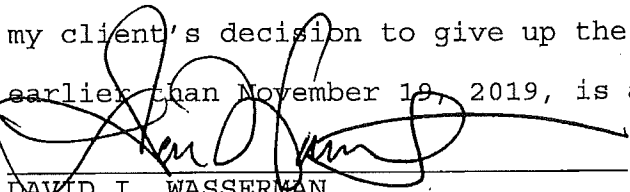
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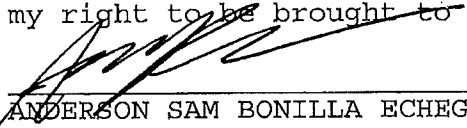
1 I am ANDERSON SAM BONILLA ECHEGOYEN's attorney. I have
2 carefully discussed every part of this stipulation and the
3 continuance of the trial date with my client. I have fully informed
4 my client of her Speedy Trial rights. To my knowledge, my client
5 understands those rights and agrees to waive them. I believe that
6 my client's decision to give up the right to be brought to trial
7 earlier than November 19, 2019, is an informed and voluntary one.

8 
9 DAVID I. WASSERMAN
Deputy Federal Public Defender

8/21/19
Date

10 Attorney for Defendant
11 ANDERSON SAM BONILLA ECHEGOYEN
12

13 I have read this stipulation and have carefully discussed it
14 with my attorney. I understand my Speedy Trial rights. I
15 voluntarily agree to the continuance of the trial date, and give up
16 my right to be brought to trial earlier than November 19, 2019.

17 
18 ANDERSON SAM BONILLA ECHEGOYEN
Defendant

08-21-2019
Date